

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Small Entity)**

Docket No
82/1376US

In Re Application Of: **Melesky**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/024,478	21 December 2001	A. Phi	22822	3637	4450

Invention: **Insulation Cover for Attic Closures**

COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated _____ finally rejecting Claim(s)

Applicant is a small entity under 37 CFR 1.9 and 1.27.

☒ Applicant claims small entity status. See 37 CFR 1.27

The fee for this Notice of Appeal is: **\$255.00**

☐ A check in the amount of the fee is enclosed.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account.

☐ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. _____

☒ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.


Signature

Dated: **10 December 2007**

Morgan M. Taylor, #58,701
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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

10 December 2007

(Date)

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Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

CC:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	:		
James B. Melesky	:		
	:		
Appln. No. 10/024,478	:	Art Unit:	3637
	:		
Filed: 21 December 2001	:	Examiner:	Phi A
	:		
For: INSULATION COVER FOR ATTIC	:	Docket No.:	82/1376US
CLOSURES	:		Formerly: 13811

Commissioner for Patents
Alexandria, VA 22313

Notice of Appeal

Sir:

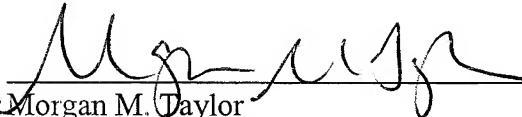
In response to the Office Action dated September 11, 2007, Applicant respectfully appeals the Examiner's decision to reject claims 14, 22, 24, 25, 27-29, and 31-32. Applicant thanks the Examiner for his indication that claims 17 and 21 are allowed.

Conclusion

In light of the above, Applicant respectfully requests allowance of all pending claims so that this case can pass on to issue. Applicant encloses the filing fees associated with this filing; however, the Commissioner is authorized to credit any overpayment or charge any deficiencies to/from our **Deposit Account No. 50-0975**. If any questions remain, Applicant respectfully requests a telephone call to the below-signed attorney at (314) 444-1316.

Respectfully submitted,
Lewis, Rice & Fingersh, L.C.

December 10, 2007


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